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UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

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JOAO E. RAFAEL,

Plaintiff,

-against-

JOANNE B. BARNHART,  
Commissioner of Social Security,

STIPULATION AND  
ORDER OF REMAND

Civil Action  
CV-05-4020

(Ross, J.)  
(Gold, M.J.)

Defendant.

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IT IS HEREBY STIPULATED AND AGREED, by and between counsel for the plaintiff, JOAO E. RAFAEL, and counsel for the defendant, JO ANNE B. BARNHART, THE COMMISSIONER OF SOCIAL SECURITY, that, pursuant to the fourth sentence of 42 U.S.C. § 405(g), the Commissioner's decision is reversed, and plaintiff's claim is remanded for further administrative proceedings.

The Clerk of the Court shall enter judgment in this case once this Stipulation and Order has been signed and so ordered by the Court.

Rafael v. Barnhart, CV-05-4020

Dated: New York, New York  
January 20, 2006



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Dated: Brooklyn, New York  
January 19, 2006

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By:



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SO ORDERED:

Honorable Allyne R. Ross  
United States District Judge

cc: counsel